



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Runge, M. S. *et al.*

FILED: April 10, 2001

SERIAL NO.: 09/832,069

FOR: Mitochondrial DNA Damage as a Predictor  
Of Coronary Atherosclerotic Heart Disease

The Honorable Commissioner of Patents  
BOX NON-FEE AMENDMENT  
Washington, D.C. 20231

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ART UNIT:  
1634

EXAMINER:  
Goldberg, J.

DOCKET:  
D6179CIP

1634  
RECEIVED

DEC 30 2002

TECH CENTER 1600/2900

CERIFICATE OF MAILING UNDER 37 CFR 1.8

Dear Sir:

I hereby certify under 37 CFR 1.8 that the following correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to The Honorable Commissioner of Patents, Washington DC 20231.

- 1) Response (13 pages);
- 2) Terminal Disclaimer To Obviate ;
- 2) Return Postcard.

Please return the enclosed postcard acknowledging receipt of this correspondence.

Respectfully submitted,

Date:

Dec 16, 2002

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**RESPONSE AND AMENDMENT UNDER 37 CFR 1.111**

Responsive to the Office Action mailed November 20, 2002 in the above-referenced patent application, please enter the following amendments and consider the following remarks. Reconsideration of the pending claims is respectfully requested.

**AMENDMENTS**

**IN THE CLAIMS:**

Please amend claim 1 as follows:

AI  
1. (Amended) A method of evaluating the atherosclerotic state of an individual, comprising the steps of:

(a) collecting a tissue of interest from said individual;